THE HON'BLE SRI JUSTICE V.ESWARAIAH

WRIT PETITION No.8499 of 2006

Date 22.02.2007

Between:
B.Lakshmana Rao.

..... PETITIONER

AND

The Commissioner of Police, Vijayawada City, Krishna District & others.

.....RESPONDENTS

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WRIT PETITION No.8499 of 2006

O R D E R:

The petitioner states that in spite of his repeated complaints dated 20-12-2005, 22-12-2005 and 28-12-2005 against the fourth respondent, respondents 1 to 3 have not taken any action against him.

Counter has been filed by the third respondent stating that on receipt of the complaint dated 28-03-2006, the same was entered in the General Diary and as the complaint *prima facie* discloses that it is a non-cognizable offence, no crime was registered.

In respect of non-cognizable offences, without the directions of the Court, the police cannot investigate into the same. In view of the aforesaid facts, if the petitioner is aggrieved by the action of the police in not registering the case, if any non-cognizable offence as alleged is committed by the fourth respondent, it is always open for him to file a private complaint before the appropriate criminal Court for taking necessary action. The Writ Petition is accordingly dismissed. No order as to costs.

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22-02-2007

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